

THE UNITED STATES PATENT AND TRADEMARK OFFICE

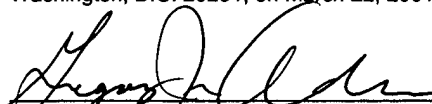
Application of

Applicants : John D. Porter and William N. Thompson
Serial No. : 09/750,174 740 174
Filed : December 18, 2000
Title : LATCH-UP PREVENTION FOR MEMORY CELLS
Docket No. : MIO 0042 V2

Assistant Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231, on March 22, 2001.


Gregory J. Adams

44,494
Reg. No.

Sir:

RESPONSE TO NOTICE OF MISSING PARTS

The Notice to File Missing Parts of March 6, 2001, requests a late filing fee or oath or declaration surcharge along with a new oath or declaration to cover "newly submitted items." However, Applicants note that this application does not include new matter or newly submitted items.

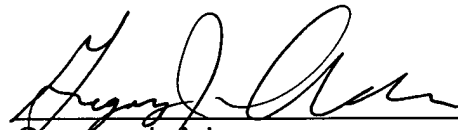
The present application is a divisional of U.S. Patent Application Serial No. 09/368,710, filed August 5, 1999, which is itself a divisional of U.S. Patent Application Serial No. 09/045,465, filed March 20, 1998, and issued as a patent, U.S. Patent No. 6,005,797 on December 21, 1999. These three applications were filed with identical specifications. This application has merely been amended by a preliminary amendment. There has been no new matter added by the preliminary amendments filed for this application. Our preliminary amendment filed on December 18, 2001

Docket MIO 0042 V2

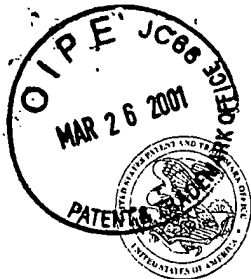
contained an error with respect to claim numbering that we have corrected with a second preliminary amendment. The error is likely the cause of the confusion here. The attached second preliminary amendment corrects this numbering error. Accordingly, Applicants submit that the original oath or declaration covers this application as well.

Applicants respectfully submit that the present application is in condition for allowance. The Examiner is encouraged to contact the undersigned to resolve efficiently any formal matters or to discuss any aspects of the application or of this response. Otherwise, early notification of allowable subject matter is respectfully solicited.

Respectfully submitted,
KILLWORTH, GOTTMAN, HAGAN
& SCHAEFF, L.L.P.

By 
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APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/740,174	12/18/2000	John D. Porter	MIO 0042 V2

CONFIRMATION NO. 5372

FORMALITIES LETTER



OC000000005831356

Killworth, Gottman
Hagan & Schaeff, L.L.P.
Suite 500
One Dayton Centre
Dayton, OH 45402-2023

Date Mailed: 03/06/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

Filing Date Granted

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given TWO MONTHS from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration does not cover the newly submitted items.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- The balance due by applicant is \$ 130.

A copy of this notice MUST be returned with the reply.

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE